RESOLUTION NO. 2017-07
RICE CREEK WATERSHED DISTRICT
BOARD OF MANAGERS

RESOLUTION ORDERING THE
FOREST LAKE HIGH SCHOOL STORMWATER REUSE PROJECT
PURSUANT TO MINNESOTA STATUTES §103B.251
AND APPROVING COOPERATIVE AGREEMENT

Manager Waller offered the following Resolution and moved its adoption, seconded by Manager Wagaman:

WHEREAS the Rice Creek Watershed District (District) has adopted a water resource management plan (WRMP) in accordance with Minnesota Statutes §103B.231;

WHEREAS Clear Lake, located in Washington County, is threatened by excessive phosphorus loading as noted in the Clear Lake Diagnostic Study, dated February 2012;

WHEREAS the WRMP identifies for implementation water quality treatment projects in the Clear Lake watershed, including water reuse and other projects within the TH61 corridor;

WHEREAS the Independent School District No. 831 (ISD) operates a high school athletic field complex within the Clear Lake subwatershed and wishes to construct a stormwater reuse irrigation project at the facility;

WHEREAS the District, ISD and City of Forest Lake (City) executed an intergovernmental agreement in August 2016 to cooperate on the submittal of a Clean Water Fund grant application to the Board of Water and Soil Resources ("BWSR") for the Forest Lake High School Stormwater Reuse Project, consisting of a stormwater reuse irrigation system, and operation and maintenance of those facilities by the ISD for a period of 25 years ("Project"), pursuant to which the City has been awarded a grant in the amount of $505,000 for the Project;

WHEREAS as a condition of the intergovernmental agreement, the District is required to contribute 33 percent of the local match requirement, not to exceed $50,000 in cash and in-kind contributions, to the Project;

WHEREAS in accordance with Minnesota Statutes § 103B.251, subdivision 3, the District held a duly noticed public hearing on ordering of the Project on March 8, 2017, at the Shoreview City Council Chambers, at which time all interested parties had the opportunity to speak for and against the Project;
WHEREAS the ISD engineer has evaluated the technical design and feasibility of the Project and its cost-effectiveness in a technical memorandum dated July 15, 2016, and the engineer's views have been fully considered by the Board;

WHEREAS the Board finds that the Project, as constructed in accordance with the terms and responsibilities of the cooperative agreement attached hereto, will be conducive to public health and promote the general welfare, and is in compliance with Minnesota Statutes §§103B.205 to 103B.255 and the WRMP adopted pursuant to §103B.231;

THEREFORE BE IT RESOLVED that pursuant to Minnesota Statutes § 103B.251 and the WRMP, the Project is ordered and the District Administrator is authorized to execute the attached cooperative agreement with the City of Forest Lake and the Independent School District No. 831 with any non-material changes and on advice of counsel.

The question was on the adoption of the Resolution and there were 4 yeas and 0 nays as follows:

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Upon vote, the Chair declared the Resolution passed.

Michael Bradley, Secretary

Dated: March 8, 2017

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I, Michael Bradley, Secretary of the Rice Creek Watershed District, do hereby certify that I have compared the above resolution with the original thereof as the same appears of record and on file with the District and find the same to be a true and correct transcript thereof.

IN TESTIMONY WHEREOF, I have hereunto set my hand this 8th day of March, 2017.

Michael Bradley, Secretary